

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 371 be amended to read as follows:

1 Page 21, between lines 7 and 8, begin a new paragraph and insert:
2 "SECTION 24. IC 20-3-11-3.1 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3.1. (a) The board of
4 school commissioners consists of ~~seven (7)~~ **eleven (11)** members. **Four**
5 **(4) members shall be appointed by the executive (as defined in**
6 **IC 36-1-2-5) of a consolidated city. Each member The seven (7)**
7 **elected members** shall be elected on a nonpartisan basis in primary
8 elections held in the county as specified in this section. Five (5) of the
9 members shall be elected from the school board districts in which they
10 reside and two (2) members shall be elected at large. Not more than two
11 (2) of the members who serve on the board may reside in the same
12 school board district. When a candidate runs for one (1) of the district
13 positions on the board, only eligible voters residing in the candidate's
14 district may vote for that candidate. When a person is a candidate for
15 one (1) of the at-large positions, eligible voters from all the districts
16 may vote for that candidate. When a candidate files to run for a position
17 on the board, the candidate must specify whether the candidate is
18 running for a district or an at-large position. All members elected to the
19 board serve four (4) year terms. A candidate who runs for a district or
20 an at-large position wins if the candidate receives the greatest number
21 of votes of all the candidates against whom the candidate runs. Districts
22 shall be established within the school corporation by the state board of
23 education. The districts shall be drawn on the basis of precinct lines and
24 as nearly as practicable, of equal population with the population of the
25 largest not to exceed the population of the smallest by more than five

1 percent (5%). District lines must not cross precinct lines. The state
2 board of education shall establish balloting procedures for the election
3 under IC 3 and other procedures required to implement this section.

4 (b) Each member of the board of school commissioners serves under
5 section 2 of this chapter. The vacancies in the board of school
6 commissioners shall be filled temporarily by the school board as soon
7 as practicable after the vacancy occurs. The member chosen by the
8 board to fill a vacancy holds office until the member's successor is
9 elected and qualified. The successor shall be elected at the next regular
10 school board election occurring after the date on which the vacancy
11 occurs, at which time the vacancy shall be filled for the remainder of
12 the term.

13 (c) Persons elected to serve on the board begin their terms on July
14 1 of the year of their election.

15 (d) Notwithstanding any law to the contrary, voters shall cast their
16 votes for school board candidates by voting system or paper ballot.
17 However, the same method used to cast votes for all other offices for
18 which candidates have qualified to be on the election ballot must be
19 used for the school board offices."

20 Renumber all SECTIONS consecutively.

(Reference is to ESB 371 as printed March 30, 2005.)

Representative Behning